IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE THIRTEENTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

-

WRIT PETITION NO : 3972 of 2004

Between:

P.Veeranna, S/o.Late Linga Raju,
R/O.32-2-8, Seethamma Noothi Sandu, Rajahmundry,E.G.Dist.

..... PETITIONER

AND

1 The Executive officer, P.M.K.Choultry,Rajahmundry,E.G.Dist.
2 The Deputy Commissioner of Endowments, Kakinada,E.G.Dist.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of Mandamus or any other appropriate writ, order or direction, declaring the order passed by the 2nd respondent in I.A.No.19/2002 in O.A.No.116/99 (order No.110/2002 JDL) dated 31-12-2002 as without jurisdiction and violative of sections, 83, 84 and 85 of the Andhra Pradesh charitable and Hindu religious Institutions & Endowments Act,1987 and Article 14 of the Constitution of India.

Counsel for the Petitioner:MR.A.L.RAJU

Counsel for the Respondent No.1 : SMT.N.INDRANI

Counsel for the Respondent No.2: Government Pleader for Endowments.

The Court made the following ORDER:

Heard both the learned counsel and at their request, the writ petition itself is taken up for disposal.

Petitioner herein seeks to assail an Interlocutory Order pending proceedings in O.A., passed by the second respondent herein, as against which the petitioner has got alternative remedy of revision under Section 92 of A.P. Hindu, Religious, Charitable and Endowments Act, 1987.

Having regard to the same, this writ petition is not maintainable. Accordingly, this writ petition is dismissed with liberty to the petitioner to avail the remedy of revision within a period of two weeks from today and on receipt of the same, the same shall be disposed of on merits, in accordance with law, after giving notice and opportunity to the petitioner. It is needless to mention that the stay granted by this Court shall remain in operation for a period of two weeks. Petitioner can file appropriate application for obtaining interim order. No costs.

13—08—2004.

Stv/-

Note: Issue C.C. in three days.

(B.O.) C.M.

To

1 The Executive officer, P.M.K.Choultry,Rajahmundry,E.G.Dist.

2 The Deputy Commissioner of Endowments, Kakinada,E.G.Dist.

3 Two CCs to the Government Pleader for Endowments, A.P.High Court Buildings, Hyderabad. (OUT).

4 Two CD copies.